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3 BILL NO. Z-76-01- 09

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ZONING MAP ORDINANCE NO. Z- chast

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AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. BB-5

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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT

8 WAYNE, INDIANA:

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SECTION 1. That the area described as follows is hereby designated a R3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. BB-5, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

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Lots Numbered 36 and 37 Schilling Heirs Addition to the City of Fort Wayne, Allen County, Indiana, more commonly known as 1601 Spring Street, Fort Wayne, Indiana.

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SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

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APPROVED AS TO FORM
AND LEGALITY,
M. M. M.
CITY ATTORNEY

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Read the first time in full and on motion by Nuckols, seconded by Morris, and duly adopted; read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 4-13-76

Charles Williams
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>0</u>	<u>8</u>		<u>1</u>	
BURNS		<u>✓</u>			
HINGA		<u>✓</u>			
HUNTER		<u>✓</u>			
MOSES					
NUCKOLS		<u>✓</u>			
SCHMIDT, D.		<u>✓</u>			
SCHMIDT, V.		<u>✓</u>			
STIER		<u>✓</u>			
TALARICO		<u>✓</u>			

DATE: 4-27-76 Charles Williams
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance

(Resolution) No. _____ on the _____ day of _____, 197_____.
~~ATTEST: (SEAL)~~

~~CITY CLERK~~

~~PRESIDING OFFICER~~

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197_____, at the hour of _____ o'clock
M.E.S.T.

~~CITY CLERK~~

Approved and signed by me this _____ day of _____, 197_____,
at the hour of _____ o'clock _____ M.E.S.T.

~~MAYOR~~

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 13, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-01-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 15, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1976.

Certified and signed this
29th day of March, 1976.

Joseph N. Adair
Secretary



Bill No. Z-76-01-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. BB-5

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance *do Not* PASS.

John Nuckols - Chairman

Paul M. Burns - Vice-Chairman

Vivian G. Schmidt

Winfield C. Moses, Jr.

Donald J. Schmidt

D.Schmitz

DATE 4-17-76 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

GENERAL FUND

No. 044

FT. WAYNE, IND.

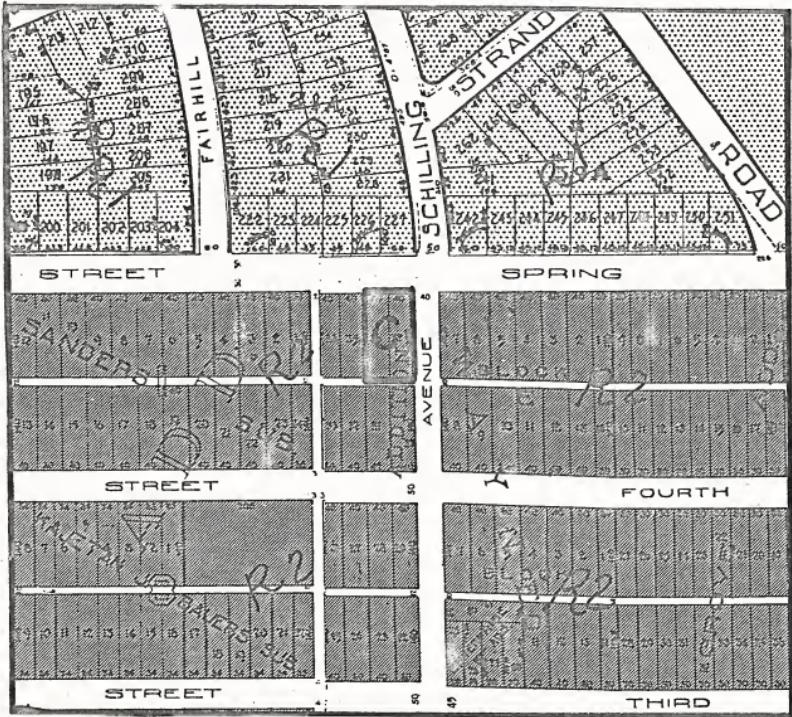
RECEIVED FROM

THE SUM OF

ON ACCOUNT OF

Dec 9 75
19
I Young ST. Church of Christ \$50.00
Fifty do 100 DOLLARS
1 Young - Lot 36 & 37
Schilling Hires (Addn)
Hm. Richter

AUTHORIZED SIGNATURE



C CHANGE FROM R2 TO R3

12/10/75

P.G. BB5

L. B.

R-76-01-09

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use 6 Apartment Multiple
Dwelling for the ElderlyI/We SPRING STREET CHURCH OF CHRIST, INC.

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana,
by reclassifying from a/an R-2 district to a/an R-3 district the
property described as follows:

Lots Numbered 36 and 37 Schilling Heirs Addition to the City of
Fort Wayne, Allen County, Indiana, more commonly known as
1601 Spring Street, Fort Wayne, Indiana

Instrument Number F 11865

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum
(51%) or more of the property described in this petition.

Morris D. Cecil Sec. 3227 Vesey Avenue
Thomas E. Durnell V.P. & TREA. 11525 Cherrywood Drive
Douglas L. Cecil PRES. 3126 Wells Street
Harold Brooks TRUSTEE 1832 Lathrop Drive
(Name) (Address)

Morris D. Cecil
Thomas E. Durnell
Douglas L. Cecil
Harold S. Brooks
(Signature)

Legal Description Checked By: _____
(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Morris D. Cecil
(Name)3227 Vesey Ave.
(Address)747-2047
(Telephone Number)CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE,
INDIANA, 46802 Telephone Number: 423-7571

A horizontal number line starting at 0 and ending at 100. Major tick marks are labeled at 0, 100, and between them at 45, 60, and 100. Minor tick marks are present at intervals of 5 units.

LOTS ARE
40' X 140')

	35	12	40	40	40	40
			140	34	35	36
			2			37 140 N

33	32	31	40
40	40	40	40

13.15
13.35

205	40	40	40	40
	26	27	28	29
	140			140

149	24	23	229
40	40	40	40

14.7

	25	40	40	40	40
	140	18	19	20	21
	12	IRS	12	12	140

四

140 7 5 140

SPRING

AVENUE

FOURTH

THIRD

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CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

March 3, 1976

NOTICE OF PUBLIC HEARING ON ZONING AMENDMENT

You are hereby notified that the City Plan Commission will conduct a public hearing on Monday, March 15, 1976, at 7:30 P.M., (EST), in the Council Chambers, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on a proposed amendment to the Zoning Ordinance of the City of Fort Wayne, Indiana, which proposes to change the following described real estate from an "R2" District - Two Family Residential, to an "R3" District, Multiple Family Residential.

Lots # 36 and # 37 Schilling Heir's Addition, more commonly known as 1601 Spring Street.

All interested persons are invited to appear and be heard. Any written material may be submitted to the Plan Commission Office, prior to the hearing.

NOTE: The law requires that a legal ad be published in the newspapers. Notices to area residents are sent as a courtesy. It is advised that you notify members of your Neighborhood Association of the above public hearing.

Sorry - I cannot attend this meeting act, of sickness
But am very much against it

James B Beck
1522 Spring St. over
City 46808

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*57
Signatures*

RECEIVED	
MAR 15 1976	
FORT WAYNE CITY PLAN COMMISSION	

March 10, 1976

We the undersigned, neighbors of lots # 36 and # 37 Schilling heirs addition, more commonly known as 1601 Spring Street protest the changing of said real estate from an R2 to an R3.

Name	Address	Tele.
Mrs Irene Gibson	1511 Schilling	437-1623
Carolyn May Smith	1522 W. 4th St.	439-2134
Mrs. H. M. Smith	1520 W. 4th St	439-2134
Mrs. Ralph Gusten	1616 Spring St	426-0802
Mr & Mrs Cheree E. Reece	1517 Spring	437-4887
Carl E. Wallie	1515 Spring	439-4982
Mr & Mrs James B. Beck	1522 Spring	436-8533
Michael D. Repine	1514 Spring	743-1477
Walter & Dean Veremann	1510 Spring	722-8286
Donald J. Banoff	1506 Spring St	743-1298
Marjorie Bonoff	1504 Spring	743-1298
Aubrey D. Fresh	1511 Spring	422-8070
Patrick D. Faherty	1501 Spring	422-6884
Floyd H. Frumus	1427 Spring	422-4548
Lyle John	1432 W. 4th St.	439-3971
Mrs. Carl Scherer	1609 Schilling	436-7028
Miss Jean Scherer	1609 Schilling	436-7028
Mr. & Mrs. Dwight Pennington	1603 Schilling	743-5827
Mr. & Mrs. Edward Spencer	1611 Schilling	439-0383
Mr. & Mrs. Adam Beach	1615 Schilling	437-9882
Mr. & Mrs. Dale Delagrange	1633 Schilling	437-9355
Mrs. Mahala Van Hoogen	1639 Schilling	437-9353
Mr. & Mrs. Gordon E. Howell	1617 Emerson Ave	743-0439
Bernardine Green	1636 Schilling	743-1824
Mr. & Mrs. Steven Weaver	1628 Schilling	743-8897
Mr. & Mrs. J. W. Galla	1624 Schilling	422-1341

RECEIVED

MAR 15 1976

FORT WAYNE CITY
PLAN COMMISSION

March 10 1976

Mr. & Mrs. John W.	Young 1511 Strand Rd.	743-0252
Mr. & Mrs. Herman Bobay	1521 Strand Rd.	421-6194
Mr. & Mrs. David C. Salee	1525 Strand Rd.	425-0343
Mr. & Mrs. Charles Jones	1608 Schilling Ave	743-4397
Roy S. Miller	1604 Schilling	421-6195
Mr. & Mrs. Richard Thomas	1620 Schilling	422-3076
Mr. & Mrs. Edward Schubig	1520 Strand	743-5034
Mr. & Mrs. C. Edward Stauffacher	1508 Strand	743-6457
Mr. and Mrs. Edward C. Gorraine	1425 Cherokee	743-6487
Mr. & Mrs. Del Steward	1325 Archer	743-5848
Mr. & Mrs. Donald Shafter	1533 Emerson	427-9551
Mr. & Mrs. Donald M. Eby	1617 Cherokee Rd.	4355-703
Mr. & Mrs. Leo Biancaniello	1407 Cherokee Rd	743-5853
Mr. & Mrs. Larry Schweiger	1410 Spring St.	433-6253
Mr. & Mrs. Orville L. Hess	1416 Spring St.	422-6024
Herbert & Helen Boreker	1424 Spring St.	422-8760
Harry C. Hausewinkel	1504 Spring St.	4383385
A. M. Gilbert	1612 Schilling	425-6803
Jeff Sonett	1615 Spring St.	428-8065
Mr. & Mrs. William H. Geist	1619 Spring St.	437-1625
Mr. & Mrs. Wyllie F. Carroll	1621 Spring St.	422-2362
Mr. & Mrs. Leonard R. Woods	1629 Spring St.	422-8185
R. W. Johns	1635 Spring St.	743-1642
Leon H. Johns	1635 Spring St.	743-1642
Jessica D. Brown	1645 Spring St.	742-6275
Mr. & Mrs. Rick Lathan	1649 Spring	422-5393
Mr. & Mrs. James Diehl	1653 Spring St.	427-5793
Wilda Walter	1659 Spring St.	425-0522
Mr. & Mrs. Elmer J. Garcia	1701 Spring St.	743-0662
Mr. & Mrs. Wm Carlson	1621 Spring St.	743-3206

William T. Panga 2740 Eastbrook Dr. 484-6766

Number assigned by Dave Keller's office: # 3021 Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance *3-76-01-09*

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the
following described property: Lots # 36 and # 37 Schilling Heirs Addition, more

commonly known as 1601 Spring Street, generally ,located on the southwest corner
of Spring St. and Schilling St.,

From "R2" to "R3"

EFFECT OF PASSAGE Property is presently zoned an "R2" District-- Two
family residential. Petitioners are requesting an "R3" District - Multiple
family residential.

EFFECT OF NON-PASSAGE Property would remain an "R2" Zoning

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) *Reputation*
